

AN ORDINANCE OF THE CITY OF FRISCO, TEXAS, AMENDING FRISCO ORDINANCE NOS. 00-10-16, 00-05-19 AND 00-08-18; PROVIDING FOR THE EXTENSION OF A TEMPORARY SUSPENSION OF THE ACCEPTANCE OF THE APPLICATIONS FOR ZONING CASES, CONCEPT PLANS, PRELIMINARY SITE PLANS, FINAL SITE PLANS, CONVEYANCE PLATS, PRELIMINARY PLATS, FINAL PLATS AND REPLATS FOR MULTI FAMILY DEVELOPMENTS IN THE CITY OF FRISCO; REPEALING ALL CONFLICTING ORDINANCES AND RESOLUTION; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council of the City of Frisco Texas ("City Council") has identified and determined that properties zoned Multi-Family or for the portion of the property of a planned development that allows Multi-Family are incorporated herein for all purposes; and,

WHEREAS, the City Council of the City of Frisco, Texas ("Frisco") has determined that it is in the best interest and the health and safety of Frisco and its citizens to implement the extension of a temporary suspension of the acceptance of applications for concept plans, preliminary site plans, final site plans, conveyance plats, preliminary plats, final plats, replats and zoning cases until the approval of the ordinances modifying the Multi Family development standards are approved by the City Council.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS:

SECTION 1: Findings. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2: Amendment to Frisco Ordinance Nos. 00-10-16, 00-05-19 and 00-08-18. Frisco Ordinance No's. 00-10-16, 00-05-19 and 00-08-18 are amended to extend the effective date for the temporary suspension of acceptance of applications for concept plans, preliminary site plans, final site plans, conveyance plats, preliminary plats, final plats and replats for properties zoned for Multi Family development and/or the acceptance of applications for zoning cases for Multi Family until the earlier of March 2, 2001 or the effective date of ordinances implementing the amended Multi Family development standards. In the event Frisco does not approve the ordinances necessary to implement the amended Multi Family development standards by March 2, 2001, it may extend this temporary suspension in increments of sixty (60) days each.

SECTION 3: Items to Which the Temporary Suspension Does Not Apply. The temporary suspension provided for in Section 2 does not affect, suspend or prohibit the acceptance and/or

filing of applications certificates of occupancy, issuance of building permits, filing of applications for a final site plan, where a valid approved preliminary site plan is on file at Frisco, or filing of applications for a final plat, where a valid approved preliminary site plan and/or preliminary plat is on file at Frisco or variances. This temporary suspension only applies to properties zoned for Multi Family development.

SECTION 4: Appeals. Appeals for a hardship caused by this temporary suspension may be made in writing, to and shall be considered by the City Manager of Frisco. The City Manager of Frisco shall have authority to grant exceptions to this Ordinance.

SECTION 5: Repeal. All Ordinances or provisions of Ordinances in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining provisions of conflicting Ordinances shall remain in full force and effect.

SECTION 6: Severability. It is hereby declared to be the intention of the City Council that if any phrase, clause, sentence, paragraph or section of this Ordinance is declared unconstitutional or invalid by judgment or decree of a Court of competent jurisdiction, then such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance; and the City Council hereby declares it would have passed the remaining portions even though it had known the affected parts would be held unconstitutional or invalid.

SECTION 7: Effective Date. This Ordinance shall become effective from and after its adoption.

DULY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS on this _____ day of _____, 2000.

KATHLEEN A. SEEL, Mayor

ATTESTED TO AND
CORRECTLY RECORDED BY:

APPROVED AS TO FORM:

NAN PARKER
City Secretary

ABERNATHY, ROEDER, BOYD & JOPLIN, P.C.
RICHARD M. ABERNATHY
City Attorneys

Dates of Publication: _____ *in the Frisco Enterprise.*